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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
09/937,730	01/08/2002	Mie Takahashi	2001-1464A	5291
513 7590 01/18/2008 WENDEROTH, LIND & PONACK, L.L.P. 2033 K STREET N. W. SUITE 800 WASHINGTON, DC 20006-1021				
EXAMINER				
COUNTS, GARY W				
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Please find below and/or attached an Office communication concerning this application or proceeding.

The time period for reply, if any, is set in the attached communication.

The opinion in support of the decision being entered today was not written for publication in a law journal and is not binding precedent of the Board.

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE BOARD OF PATENT APPEALS
AND INTERFERENCES

Ex parte MIE TAKAHASHI, MASATAKA NADAOKA
and HIROTAKA TANAKA

Appeal No. 2007-3885
Application 09/937,730

ORDER DISMISSING APPEAL

On November 6, 2007, counsel for the Appellants filed, among other documents, a Request for Continued Examination (RCE) under 37 CFR § 1.114. Pursuant to the notice entitled “Request for Continued Examination Practice and Changes to Provisional Application Practice,” 65 Fed. Reg. 50092, 50095 (Aug. 16, 2000), and the provisions of 37 CFR § 1.114(d), a Request for Continued Examination under 37 CFR § 1.114 filed after appeal has been taken, but prior to a decision on the appeal, “will be treated as a request to withdraw the Appeal and to reopen prosecution of the application before the Examiner.”

Appeal No. 2007-3885
Application 09/937,730

Accordingly, the Appeal in this application is dismissed.

The application is being returned to the Examiner for further action as may be appropriate.

BOARD OF PATENT APPEALS
AND INTERFERENCES

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